

City Council Agenda

Council President
Mike Dages

Councilmembers

Tom Boyajian
Brian Calhoun
Jerry Duncan

Henry T. Perea
Cynthia Sterling
Larry Westerlund

City Manager
Andrew T. Souza

City Clerk
**Rebecca E.
Klisch, CMC**

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

March 8, 2005

If you would like to speak fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on (www.ci.fresno.ca.us). The Council meeting can also be heard live at the same web site address, and viewed live on Cable Channel 96 from 8:30 a.m. – 4:30 p.m. and re-played beginning at 8:30 p.m.

8:30 A.M. ROLL CALL

Invocation by Reverend Mgrdich Melkonian of First Armenian Presbyterian Church

Pledge of Allegiance to the Flag

Ceremonial Presentations:

Council action on unscheduled items if any shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council there will first be a staff presentation followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.

Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

Approve minutes of March 1, 2005

Action Taken:

Councilmember Reports and Comments

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

1. **GENERAL CONSENT CALENDAR**

(All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered at 2:00 p.m.)

A. ITEM REMOVED FROM AGENDA

- B. *** Award a contract to Wastequip Mfg. of Lockeford, CA for metal refuse containers - General Services Dept./Dept. of Public Utilities

Action Taken:

- C. *** Award a contract to DL Construction of Fresno for the Fresno Yosemite International Airport ticketing lobby rehabilitation (Rebid) - General Services Dept./Airports Dept./Public Works Dept.

Action Taken:

- D. *** Approve a Water Delivery Agreement with Running Horse, LLC for the annual sale of 400-acre feet of Kings River Water Supply entitlements – Dept. of Public Utilities and Planning and Development Dept.

Action Taken:

- E. RESOLUTION** - Amending and superseding Resolution Nos. 2003-289 and 2004-301 authorizing the City Manager or his designees thereof to sign all necessary documents and agreements to implement the CALHOME Mortgage Assistance Program funding from the California State Department of Housing and Community Development – Planning and Development Dept.

Action Taken:

- F. *** **BILL NO. B- 14 – (Intro March 1, 2005) (For adoption)** – Repealing Article 3 of Chapter 11, adding Article 3 to Chapter 11, and amending Subsection (c) of Section 12-1206 of the Fresno Municipal Code, relating to street trees and parkways and amending Subsection (k) of Section 1-603 of the Fresno Municipal Code relating to cost and penalty recovery – Council President Dages

Action Taken:

2. **GENERAL ADMINISTRATION**

- A. Report on marketing plan and package for Roeding Business Park – Economic Development Dept.

Action Taken:

- B. Appointment of Karen M. Bradley as Interim Controller – Finance Dept.

Action Taken:

3. **CITY COUNCIL**

- A. Presentation on compact development in the San Joaquin Valley - Councilmember Boyajian.

Action Taken:

- B. Update from City Manager to Council on the City growth boundary issue under reconsideration by the LAFCO Board on March 16, 2005 - Councilmember Calhoun

Action Taken:

4. (#1) **CLOSED SESSION**

A. **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Danny Aguirre v. City of Fresno

2. **Case Name:** Turbine Technology Services Corporation v. City of Fresno

Action Taken:

B. **CONFERENCE WITH LABOR NEGOTIATOR – Government Code Section 54957.6**

City Negotiator(s): Jon Ruiz

Employee Organization(s):

1. Fresno Police Officers Association (FPOA Management Unit)

Action Taken:

C. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8**

1. **Property:** Parcels at 800 “M” Street and 808 “M” Street

Negotiating Parties: Andrew Souza; Ophelia Family Trust

Under Negotiation: Negotiation of price for acquisition and lease of property

Action Taken:

4. (#2) **CLOSED SESSION ANNOUNCEMENTS (IF ANY)**

SCHEDULED COUNCIL HEARINGS AND MATTERS

- 9:00 A.M. A. **SCHEDULED COMMUNICATION** – Appearance by William R. Milton, Sr. to discuss the installation and funding for water meters

- B. **UNSCHEDULED COMMUNICATION** – Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least ten (10) days prior to the desired date.

- 9:15 A.M. Withdraw the City of Fresno as a Charter Member of the Fresno-Clovis Metropolitan Region Metropolitan Area Network (MAN) and give direction on the future policy position of the City for the MAN effort – Councilmember Duncan
Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

10:30 A.M. – 10:45 A.M. RECESS

2:00 P.M.#1 **CONTESTED CONSENT CALENDAR**

2:00 P.M.#2 **WORKSHOP** on City fees – Finance Dept.

3:00 P. M. Accept City of Fresno Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2004 and related letter to management – Finance Dept.
Action Taken:

3:30 P.M. **JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of February 15, 2005

Action Taken:

- A. Receive and give direction to staff to develop an Exclusive Negotiation Agreement between the Redevelopment Agency and the Asian Village Shopping Center Group concerning a proposed mixed-use Redevelopment Project on property within the Southeast Fresno Revitalization Project area – Council President Dages

Action Taken:

ADJOURN AGENCY

SCHEDULED COUNCIL HEARINGS AND MATTERS

Mar.	15 -	9:15 A.M.	Annual report on the Convention Center – Council President Dages
Mar.	15 -	9:30 A.M.	HEARING re: Rezone Appl. No. R-04-73, filed by Ronald Calloway
Mar.	15 -	9:45 A.M.	HEARING re: Rezone Appl. No. R-04-75, filed by Donald W. Sims
Mar.	15 -	10:00 A.M.	HEARING to consider the 2005 Weed Abatement Program – Planning & Dev.
Mar.	22 -	NO MEETING – EASTER WEEK	
Mar.	29 -	10:00 A.M.	HEARING re: Rezone Appl. No. R-04-58, filed by Gretchen Freedman, for 0.13 acres of property located at 2811 North Wishon Avenue
Mar.	29 -	10:15 A.M.	HEARING to adopt a Resolution to create the boundaries of residential parking District #9 - (Property located in District 1)
April	5 -	10:00 A.M.	HEARING re: CFD No. 2, Annexation No. 90, Final Tract Map No. 5284
April	5 -	10:15 A.M.	HEARING to consider the adoption of a resolution vacating a portion of North Forkner Avenue, south of W. Herndon Avenue and reserve a public utility easement over a portion of the area to be vacated
April	12 -	8:30 A.M.	Presentation of P.R.I.D.E. Team Certificates (Reception immediately following – 2 nd floor foyer)
April	19 -	9:30 A.M.	Presentation by the Fresno County Transportation Authority Advocates Office on the education of Measure “C”, 1986 through the present time – Public Works Dept.
April	19 -	10:00 A.M.	WORKSHOP to consider implementation and use of traffic signal fees and implementation of new Community Facilities District (CFD) – Council President Dages
April	19 -	4:30 P.M.	CONTINUED HEARING to consider Fresno City Planning Commission decision regarding Conditional Use Permit (CUP) Application No. C-02-226, and environmental findings, filed by Wilkins Enterprises
April	26 -	NO MEETING – COUNCIL BREAK	
May	3 -	10:00 A.M.	Presentation of Employee Service Awards (Reception immediately following – 2 nd floor foyer)

(Future workshops – dates to be determined)

(June) WORKSHOP – Follow-up discussion regarding Caltrans discussion held 12/7/2004
WORKSHOP – Urban Forest